



Docket No. 00025.03CON

THE UNITED STATES PATENT AND TRADEMARK OFFICE

|             |   |   |                   |                       |
|-------------|---|---|-------------------|-----------------------|
| APPLICANT:  | RABINOWITZ ET AL.                                     | } | EXAMINER:         | HAGHIGHATIAN,<br>MINA |
| SERIAL NO.: | 10/735,497  |   | ART UNIT:         | 1616                  |
| FILED:      | DECEMBER 12, 2003                                     |   | CONFIRMATION NO.: | 1914                  |
| TITLE:      | DELIVERY OF ANALGESICS<br>THROUGH AN INHALATION ROUTE |   |                   |                       |

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INFORMATION DISCLOSURE STATEMENT**

Applicant calls the Examiner's attention to the patents and publications listed on the attached Form PTO-1449, copies of required documents enclosed, which may be material to examination of the above identified application.

TIME OF TRANSMITTAL

This Information Disclosure Statement is being submitted under 37 CFR § 1.97(c). This Statement is filed after three months from the filing date of the national application, after three months from the date of entry into national stage under 37 CFR § 1.491, after the mailing of a first Office Action on the merits, or after the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR § 1.114, but before the mailing date of any of:

- (a) a final action under 37 CFR § 1.113;
- (b) a notice of allowance under 37 CFR § 1.311; or
- (c) an action that otherwise closes prosecution in the application.

This Statement is accompanied by a check for \$180 in accordance with 37 CFR §§1.97(c) and 1.17(p). The undersigned hereby authorizes the charging of any deficiency of fees submitted herewith to Deposit Account No. 19-5117.

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37 CFR 1.8

CERTIFICATE OF MAILING

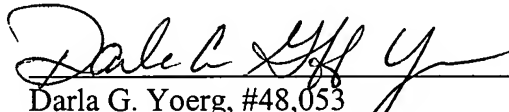
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 9/22/05.

Signature: Tasha L. Pierce  
Name: Tasha L. Pierce

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. This listed patents and publications are believed of interest herein and consideration and citation of as interest by Examiner is respectfully requested.

Respectfully submitted,

Date: September 22, 2005

  
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FORM PTO-1449

U.S. DEPARTMENT OF  
COMMERCE PATENT  
AND TRADEMARK  
OFFICE

ATTY. DOCKET NO.

SERIAL NO.

00025.03CON

10/735,497

APPLICANT

Rabinowitz, et al.

FILING DATE

December 12, 2003

GROUP

1616

List of Information Cited by Applicant

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## U.S. PATENT DOCUMENTS

| EXAM.<br>INITIAL |    | DOCUMENT<br>NUMBER | DATE       | NAME           | CLS | SUB-<br>CLS | FILE<br>DATE |
|------------------|----|--------------------|------------|----------------|-----|-------------|--------------|
|                  | AA | 10/057,198         | 10/26/2001 | Lloyd et al.   |     |             |              |
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| EXAM.<br>INITIAL |    | DOCUMENT<br>NUMBER | DATE       | COUNTRY       | CLS | SUB<br>CLS | TRANS<br>? |
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|  | AX  | Office Action mailed 01/12/05 for US App. No. 10/057,197 filed 10/26/01, "Aerosol Generating Device And Method"                               |
|  | AY  | Office Action mailed 06/03/04 for US App. No. 10/057,197 filed 10/26/01, "Aerosol Generating Device And Method"                               |
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|  | AAA | Office Action mailed 02/27/04 for US App. No. 10/146,080 filed 05/13/02, "Aerosol Forming Device For Use In Inhalation Therapy"               |

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



|   |   |                                 |
|---|---|---------------------------------|
| <b>FORM PTO-1449 U.S. DEPARTMENT OF<br/>COMMERCE PATENT<br/>AND TRADEMARK<br/>OFFICE</b><br><br>List of Information Cited by Applicant<br><br>Page 3 of 3 | <b>ATTY. DOCKET NO.</b><br>00025.03CON  | <b>SERIAL NO.</b><br>10/735,497 |
|   | <b>APPLICANT</b><br>Rabinowitz, et al.  |                                 |
|   | <b>FILING DATE</b><br>December 12, 2003 | <b>GROUP</b><br>1616            |

| U.S. PATENT DOCUMENTS  |     |                    |            |                        |     |             |              |
|--|-----|--------------------|------------|------------------------|-----|-------------|--------------|
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| <b>EXAMINER</b>  |     |                    |            | <b>DATE CONSIDERED</b> |     |             |              |
| *EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and <u>not</u> considered. Include copy of this form with next communication to applicant. |     |                    |            |                        |     |             |              |